

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

CITY OF DURHAM, NORTH
CAROLINA,

Defendant.

Case No. 24-cv-838

**JOINT MOTION FOR PROVISIONAL APPROVAL
AND ENTRY OF CONSENT DECREE**

Plaintiff United States of America and Defendant City of Durham, North Carolina respectfully move the Court to (1) provisionally approve and enter the attached Consent Decree resolving this litigation; (2) to schedule a Fairness Hearing on the Terms of the Consent Decree for a date no earlier than 130 days after provisionally approving and entering the Decree; and (3) to stay all deadlines pending the Court's determination of whether to enter the Decree as a final order at or after the Fairness Hearing on the Terms of the Consent Decree. The grounds for this Motion are set forth in the attached memorandum of law.

Dated: October 7, 2024

Respectfully submitted,

FOR PLAINTIFF UNITED STATES OF AMERICA:

KRISTEN CLARKE
Assistant Attorney General
Civil Rights Division

SANDRA J. HAIRSTON
United States Attorney
Middle District of North Carolina

KAREN D. WOODARD
Chief
Employment Litigation Section

LYNNE KLAUER
Chief, Civil Division
Middle District of North Carolina

CLARE GELLER
Deputy Chief
Employment Litigation Section

/s/ Emily Given
EMILY GIVEN
NY Bar No. 5420211
ROBERT RICH
DC Bar No. 1016908
Senior Trial Attorneys
Civil Rights Division
United States Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530
(202) 532-5696
(202) 598-9898
Emily.Given@usdoj.gov
Robert.Rich@usdoj.gov

/s/ Rebecca A. Mayer
REBECCA A. MAYER
TX Bar No. 24092376
Assistant United States Attorney
Middle District of North Carolina
101 South Edgeworth Street, 4th Floor
Greensboro, NC 27401
(336) 333-5351
rebecca.mayer@usdoj.gov

FOR DEFENDANT CITY OF DURHAM, NORTH CAROLINA:

KIMBERLY M. REHBERG
Durham City Attorney

/s/ Sofia Hernandez
Sofia Hernandez, NC Bar No. 46583
Deputy City Attorney
Office of the City Attorney
101 City Hall Plaza, Suite 2200

/s/ Anne Marie Tosco
Anne Marie Tosco, NC Bar No. 48118
Senior Assistant City Attorney
Office of the City Attorney
101 City Hall Plaza, Suite 2200

Durham, North Carolina 27701
Telephone: (919) 560-4158
Facsimile: (919) 560-4660
sofia.hernandez@durhamnc.gov

Durham, North Carolina 27701
Telephone: (919) 560-4158
Facsimile: (919) 560-4660
annemarie.tosco@durhamnc.gov

/s/ Sarah Laws

Sarah Laws, NC Bar No. 57971
Associate City Attorney
Office of the City Attorney
101 City Hall Plaza, Suite 2200
Durham, North Carolina 27701
Telephone: (919) 560-4158
Facsimile: (919) 560-4660
sarah.laws@durhamnc.gov

CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2024, I electronically filed the foregoing Joint Motion for Provisional Approval and Entry of Consent Decree using the Court's CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Emily Given